

# SUPREME COURT OF WISCONSIN

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CASE No.: 2004AP3033

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COMPLETE TITLE:

Estate of Leon P. Szleszinski, by its Special  
Administrator and Darlene Szleszinski,  
Petitioners-Appellants,

v.

Labor & Industry Review Commission,  
Respondent-Respondent,

Midwest Coast Transport,  
Respondent-Respondent-Petitioner,

Transhield Trucking and Transhield Leasing  
Company,  
Respondents.

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MOTION FOR RECONSIDERATION

2007 WI 106

Reported at: \_\_\_ Wis. 2d \_\_\_, 736 N.W.2d 111

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OPINION FILED: October 19, 2007

SUBMITTED ON BRIEFS:

ORAL ARGUMENT:

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SOURCE OF APPEAL:

COURT:

COUNTY:

JUDGE:

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JUSTICES:

CONCURRED:

DISSENTED: PROSSER and ROGGENSACK, JJ., dissent.

NOT PARTICIPATING: ZIEGLER, J., did not participate.

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ATTORNEYS:

NOTICE

This opinion is subject to further editing and modification. The final version will appear in the bound volume of the official reports.

No. 2004AP3033  
(L.C. No. 2004CV30)

STATE OF WISCONSIN

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IN SUPREME COURT

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**FILED**

**OCT 19, 2007**

David R. Schanker  
Clerk of Supreme Court

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MOTION for reconsideration. *Reconsideration denied.*

¶1 PER CURIAM. Midwest Coast Transport moves this court for reconsideration of its decision. The motion is denied.

¶2 The Estate of Leon P. Szleszinski moves this court to award it attorney fees and costs pre- and post-August 7, 2003,

under the Wisconsin Fair Employment Act (WFEA). The court remands the issue of attorney fees and costs to the Labor and Industry Review Commission (LIRC).

¶3 Justices DAVID T. PROSSER and PATIENCE DRAKE ROGGENSACK dissent.

¶4 Justice ANNETTE KINGSLAND ZIEGLER did not participate.

